

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

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MONSANTO COMPANY and :
MONSANTO TECHNOLOGY LLC, :
Plaintiffs, : Case No. 4:09-cv-00686 (ERW)
v. :
E. I. DU PONT DE NEMOURS AND :
COMPANY and PIONEER HI-BRED :
INTERNATIONAL, INC., :
Defendants. :
-----X

JOINT STIPULATION OF DISMISSAL OF ALL CLAIMS

Plaintiffs Monsanto Company and Monsanto Technology LLC (collectively “Monsanto”) and Defendants E. I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc. (collectively “DuPont”) hereby stipulate by and through their respective attorneys that all claims and counterclaims asserted in Monsanto’s Complaint (Dkt. 1) and DuPont’s Fourth Amended Answer and Counterclaims (Dkt. 1594) are dismissed with prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure, with all rights of appeal thereto waived. The parties shall bear their own attorneys’ fees and costs. This stipulation does not affect the following orders: (1) the memorandum and order entered on December 21, 2011 (Dkt. 974), and (2) the order pertaining to itemized fees and costs entered on February 16, 2012 (Dkt. 1043).

Dated: March 26, 2013

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 26th day of March, 2013, the foregoing was filed electronically with the Clerk of the Court for the United States District Court for the Eastern District of Missouri, Eastern Division, and was served by operation of that Court's electronic filing system, upon the following:

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